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Liquidating Trust*

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION**

In re:	:	Chapter 11
	:	
CIRCUIT CITY STORES, INC., <u>et al.</u> , ¹	:	Case No. 08-35653-KRH
	:	
Debtors.	:	(Jointly Administered)
	:	
	:	

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR
HEARING ON JANUARY 8, 2013 AT 2:00 P.M. (EASTERN)**

¹ The Debtors and the last four digits of their respective taxpayer identification numbers are as follows: Circuit City Stores, Inc. (3875), Circuit City Stores West Coast, Inc. (0785), InterTAN, Inc. (0875), Ventoux International, Inc. (1838), Circuit City Purchasing Company, LLC (5170), CC Aviation, LLC (0841), CC Distribution Company of Virginia, Inc. (2821), Circuit City Properties, LLC (3353), Kinzer Technology, LLC (2157), Abbott Advertising Agency, Inc. (4659), Patapsco Designs, Inc. (6796), Sky Venture Corp. (0311), PRAHS, Inc. (n/a), XSSuff, LLC (9263), Mayland MN, LLC (6116), Courchevel, LLC (n/a), Orbyx Electronics, LLC (3360), and Circuit City Stores PR, LLC (5512). The address for Circuit City Stores West Coast, Inc. was 9250 Sheridan Boulevard, Westminster, Colorado 80031. For all other Debtors, the address was 9950 Mayland Drive, Richmond, Virginia 23233 and is currently 200 Westgate Parkway, Suite 100, Richmond, Virginia 23233.

Set forth below are the matters scheduled to be heard before The Honorable Kevin R. Huennekens, United States Bankruptcy Judge, in the United States Bankruptcy Court for the Eastern District of Virginia, U.S. Courthouse, 701 East Broad Street, Room 5000, Richmond, Virginia 23219-1888, on January 8, 2013 beginning at 2:00 p.m. Eastern.

I. MOTIONS

1. Motion for Approval of Agreement (*With Toshiba Entities*) filed by Lynn L. Tavenner of Tavenner & Beran, PLC on behalf of Circuit City Stores, Inc. Liquidating Trust. (Docket No. 12648)

Related
Documents:

- a. Notice of Motion and Notice of Hearing (Re: related document(s)[12648] Motion for Approval of Agreement filed by Circuit City Stores, Inc. Liquidating Trust) filed by Lynn L. Tavenner of Tavenner & Beran, PLC on behalf of Circuit City Stores, Inc. Liquidating Trust. Hearing scheduled for 1/8/2013 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. (Docket No. 12649)
- b. Hearing held; MOTION GRANTED (Re: related document(s)[12650](#) Motion to Authorize filed by Circuit City Stores, Inc. Liquidating Trust) L. Tavenner for Trustee; Gordon Young for Toshiba entities. (Docket No. 12684)

Objection
Deadline: January 2, 2013

Objections/
Responses
Filed: None

Status: The Trustee will request that the Court grant the Motion.

2. (*Siegel v. B.R. Fries & Associates, LLC – 10-03382-KRH*)
Hearing continued; (related document(s): [5] Motion to Dismiss Adversary Proceeding) Hearing to be held on 10/09/2012 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. L. Tavenner for Pltf. (Docket No. 28)

Related
Documents:

- a. Motion to Dismiss Adversary Proceeding (Re: related document(s)[1](#) Complaint filed by Alfred H. Siegel) filed by Daniel M. Press of Chung & Press, P.C. on behalf of B.R. Fries & Associates, LLC. Hearing scheduled 2/24/2011 at 02:00

PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. (Attachments: [1](#) Notice of Motion) (Docket No. 5)

- b. Motion to Continue (*THE LIQUIDATING TRUSTEES MOTION TO CONTINUE FEBRUARY 24, 2011 HEARING ON DEFENDANTS MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM*) (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed by B.R. Fries & Associates, LLC) filed by Paula S. Beran of Tavenner & Beran, PLC on behalf of Alfred H. Siegel. (Docket No. 6)
- c. Hearing continued (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed by B.R. Fries & Associates, LLC) Hearing scheduled 6/9/2011 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. (Docket No. 9)
- d. Hearing continued (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed by B.R. Fries & Associates, LLC) Hearing scheduled 9/7/2011 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. P. Beran for Pltf. (Docket No. 10)
- e. Hearing continued (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed by B.R. Fries & Associates, LLC) Hearing scheduled 12/8/2011 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. P. Beran for Pltf. (Docket No. 11)
- f. Hearing continued; (related document(s): [5](#) Motion to Dismiss Adversary Proceeding) Hearing to be held on 02/07/2012 at 02:00 PM at Judge Huennekens Court Room #5000, 701 E. Broad St., Richmond, VA. (Docket No. 12)
- g. Hearing continued; (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed by B.R. Fries & Associates, LLC) Hearing scheduled 4/12/2012 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. P. Beran for Pltf. (Docket No. 22)
- h. Hearing continued; (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed by B.R. Fries & Associates, LLC) Hearing scheduled 5/10/2012 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. P. Beran for Plaintiff. (Docket No. 23)
- i. Hearing continued; (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed by B.R. Fries & Associates, LLC) Hearing scheduled 6/7/2012 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. L. Tavenner for Pltf. (Docket No. 24)
- j. Hearing continued by agreement (no parties need appear at hearing set for 6/7/12); (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed

by B.R. Fries & Associates, LLC) Hearing scheduled 7/10/2012 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. (Docket No. 25)

- k. Hearing continued; (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed by B.R. Fries & Associates, LLC) Hearing scheduled 8/23/2012 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. L. Tavenner for Pltf. (Docket No. 26)
- l. Hearing continued; (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed by B.R. Fries & Associates, LLC) Hearing scheduled 9/19/2012 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. P. Beran for Pltf. (Docket No. 27)
- m. Hearing continued; (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed by B.R. Fries & Associates, LLC) Hearing scheduled for 11/14/2012 at 01:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. P. Beran for Pltf. (Docket No. 29)
- n. Hearing continued; (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed by B.R. Fries & Associates, LLC) Hearing scheduled for 12/6/2012 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. L. Tavenner for Plaintiff. (Docket No. 30)
- o. Hearing continued; (Re: related document(s) [5](#) Motion to Dismiss Adversary Proceeding filed by B.R. Fries & Associates, LLC) Hearing scheduled for 1/8/2013 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. P. Beran for Plaintiff. (Docket No. 31)

Objection

Deadline: Continued by agreement

Objections/

Responses

Filed:

Status:

The parties conducted an initial mediation but continued the same for an additional exchange of information. Accordingly, the Trust respectfully requests that the matter be continued until February 7, 2013.

- 3. (*Siegel v. Interactive Toy Concepts, Inc – 10-03241-KRH*)
Motion to Strike – *MOTION TO STRIKE ANSWER AND ENTER DEFAULT JUDGMENT MEMORANDUM OF POINTS AND AUTHORITIES* filed by Paula S. Beran of Tavenner & Beran, PLC on behalf of Alfred H. Siegel. Hearing scheduled

10/9/2012 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. (Attachments: # (1) Exhibit(s)) (Docket No. 7)

Related

Documents:

- a. Adversary case 10-03241. Complaint against Interactive Toy Concepts, Inc filed by Alfred H. Siegel, Trustee of the Circuit City Stores, Inc. Liquidating Trust. Nature of Suit: (11 (Recovery of money/property - 542 turnover of property)), (12 (Recovery of money/property - 547 preference)), (14 (Recovery of money/property - other)) Associated Bankruptcy Case Number: 3:08-bk-35653 (Docket No. 1)
- b. Answer to Complaint (Related Doc #[1](#)) filed by Douglas Scott of Douglas A. Scott, PLC on behalf of Interactive Toy Concepts, Inc. (Docket No. 4)
- c. Stipulation and Consent Order For Mediation (Docket No. 6)
- d. Hearing continued; order to be submitted requiring mediation within 30 days (Re: related document(s)[7] Motion to Strike filed by Alfred H. Siegel) Hearing scheduled for 11/14/2012 at 01:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. P. Beran for Pltf. (Docket No. 9)
- e. Hearing continued; (Re: related document(s)[7] Motion to Strike filed by Alfred H. Siegel) Hearing scheduled for 12/6/2012 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. L. Tavenner for Plaintiff. (Docket No. 10)
- f. Hearing continued; (Re: related document(s)[7] Motion to Strike filed by Alfred H. Siegel) Hearing scheduled for 1/8/2013 at 02:00 PM at Judge Huennekens' Courtroom, 701 E. Broad St., Rm. 5000, Richmond, Virginia. P. Beran for Plaintiff. (Docket No. 12)

Objection

Deadline: October 6, 2012

Objections/

Responses

Filed: None at the time of filing this agenda.

Status: The matter has settled in concept. Accordingly, the Trust requests that the Court continue the matter until February 7, 2013 at 2:00 p.m. for documentation and consummation of the Settlement.

Dated: Richmond, Virginia
January 7, 2013

TAVENNER & BERAN, PLC

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